

The Georgia Board of Nursing met June 15, 2017 via telephone conference from the Professional Licensing Boards Division of the Georgia Secretary of State, located at 237 Coliseum Drive, Macon, Georgia 31217.

THURSDAY, JUNE 15, 2017

MEMBERS PRESENT

Janice Izlar, RN, CRNA, DNAP, President
Brenda Rowe, RN, MN, JD, Immediate Past President
Julia Worthy, RN, MSN
Nancy Barton, RN, MSN
Dellarie Shilling, RN, MSN, FNP-B
Linda Floyd, RN, EdD, PMHNP-BC
Blair Train, Consumer Member
Merry Fort, RN
Fredettina (Tina) Fletcher, LPN
Kellie R. Lockwood, RN, MSN, Immediate Past Vice President

MEMBERS ABSENT

Andrea Phipps, LPN
Amy Hooper, LPN, Vice President
Tracey Blalock, RN, MSN, MBA, NEA-BC

STAFF PRESENT

Jim Cleghorn, Executive Director
Edye Tillman-Johnson, RN, BSN, Nursing Consultant – Legal/Discipline
Tara Miller, RN, BSN, Nursing Consultant – Legal/Discipline
Maximillian Changus, JD, Assistant Attorney General
Betsy Cohen, JD, Assistant Attorney General

Izlar called the meeting to order at 4:00 p.m. on Thursday, June 15, 2017. A quorum to conduct disciplinary matters was determined to exist.

EXECUTIVE SESSION

Barton moved, Fort seconded and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. §§43-1-2(k); 43-1-19(h); 43-26-5(c) and 43-26-11, to deliberate on applications and enforcement matters and to receive information on applications, investigative cases and pending cases. The motion passed unanimously.

At the conclusion of the Executive Session on Thursday, June 15, 2017, Izlar declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. No votes were taken during Executive Session.

CASE REVIEW (Legal and Discipline cases)

(RNI=Registered Nurse Investigative Case Number, LPNI=Licensed Practical Nurse Investigative Case Number)

RNI170742 – Shilling moved to close the case with a Letter of Concern (Unprofessional Conduct/Drugs) and refer to the Attorney General’s Office for a private consent order to include a fine of \$500 for a continuing education violation. Barton seconded the motion and it carried unanimously.

RNI170051 – Barton moved to send a Letter of Concern (Unprofessional Conduct) and refer to the Attorney General’s Office for a private consent order to include a fine of \$500 for a continuing education violation. Rowe seconded the motion and it carried unanimously.

RNI160656 – Lockwood moved to close the case. Fletcher seconded the motion and it carried unanimously.

LPNI170410 – Worthy moved to close the case with a Letter of Concern (Unprofessional Conduct). Train seconded the motion and it carried unanimously.

RNI170801 – Rowe moved to refer to the Attorney General's Office for a voluntary surrender or indefinite suspension. May petition to lift with documentation of 24 months of sobriety and aftercare and an outpatient mental physical examination to be completed within 30 days of the petition. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. If voluntary surrender not signed within seven (7) days, proceed with indefinite suspension. Fort seconded the motion and it carried unanimously.

RNI170929 – Barton moved to refer to the Attorney General's Office for an expedited outpatient mental physical examination to include a cognitive assessment. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Lockwood seconded the motion and it carried unanimously.

RNI150603 – Shilling moved to refer to the Attorney General's Office for a private consent order to include a fine of \$500 for Failure to Disclose. Lockwood seconded the motion and it carried unanimously.

RNI160162 – Fletcher moved to refer to the Attorney General's Office for a public reprimand to include two (2) years probation, quarterly reports (personal, employer), quarterly hair follicle screens and monthly drug screens for six (6) months and random drug screens thereafter, Substance Abuse Stipulations, course in Understanding Substance Use Disorder in Nursing, and a fine of \$500 for Unprofessional Conduct. Notify Georgia Composite Medical Board to terminate protocol agreement. Worthy seconded the motion and it carried unanimously.

RNI160524 – Rowe moved to send a mitigating letter requesting courses in Narcotic Drugs: Handling and Documentation, Professional Accountability and Legal Liability for Nurses. Shilling seconded the motion and it carried unanimously.

RNI171023 – Barton moved to deny the application. May reapply after completion of Texas Board of Nursing investigation. Shilling seconded the motion and it carried unanimously.

RNI170200 – Train moved to refer to the Attorney General's Office for an expedited outpatient mental physical examination. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Barton seconded the motion and it carried unanimously.

RNI140492 – Lockwood moved to close the case with a Letter of Concern (Compliance). Licensee's new date of sobriety is February 15, 2017. Train seconded the motion and it carried unanimously.

RNI160906 – Rowe moved to direct staff to obtain additional documentation regarding the case. Schedule Investigative Interview once documents are obtained. Shilling seconded the motion and it carried unanimously.

LPNI170019 – Lockwood moved to refer to the Attorney General's Office for an expedited outpatient mental physical examination. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Barton seconded the motion and it carried unanimously.

RNI170150 – Shilling moved to close the case with a Letter of Concern (Refusing Drug Screen). Rowe seconded the motion and it carried unanimously.

LPNI150374 – Barton moved to send a mitigating letter requesting courses in Medication Errors: Detection and Prevention, Sharpening Critical Thinking Skills, Professional Accountability and Legal Liability for Nurses, and Narcotic Drugs: Handling and Documentation. Worthy seconded the motion and it carried unanimously.

RNI150716 – Lockwood moved to refer to the Attorney General's Office for an outpatient mental physical examination. Results are to be reviewed by the Investigative Committee and the Legal/Discipline Nurse Consultant. Shilling seconded the motion and it carried unanimously.

RNI170380 – Train moved to refer to the Attorney General's Office for a three (3) month suspension based on Title 16. May

petition to lift suspension with documentation of compliance with criminal probation to include documentation of continued treatment and counseling at Ridgeview Institution. Rowe seconded the motion and it carried unanimously.

INITIAL DECISION

LPN067412 – Rowe moved to lift suspension based on payment of fine. Barton seconded the motion and it carried unanimously.

ATTORNEY GENERAL'S OFFICE

(RNI=Registered Nurse Investigative Case Number, LPNI=Licensed Practical Nurse Investigative Case Number)

RNI161089 – Shilling moved to accept the private consent order. Worthy seconded the motion and it carried unanimously.

RNI160875/RNI170380 – Train moved to refer to the Attorney General's Office for a three (3) month suspension based on Title 16. May petition to lift suspension with documentation of compliance with criminal probation to include documentation of continued treatment and counseling at Ridgeview Institution. Rowe seconded the motion and it carried unanimously.

LPNI150123 – Lockwood moved to rescind the previous motion from November 25, 2015. Close the case with a Letter of Concern (Unprofessional Conduct). Shilling seconded the motion and it carried unanimously.

RNI151172 – Lockwood moved to accept the consent order as presented. Worthy seconded the motion and it carried unanimously.

PROPOSED POLICY

Shilling moved to adopt the proposed policy for Dissemination of Application Deficiencies to Third Parties.

The Board authorizes staff to provide certain information regarding application deficiencies to third parties when the applicant has provided written authorization. Documentation from the applicant must include the applicant's name and signature and the name(s) of any individuals authorized to obtain application information on their behalf. Staff may only provide information regarding criminal history to the applicant.

Rowe seconded the motion and it carried unanimously.

RNI160670 – Lockwood moved to accept the consent order. Clarify that exception applies only to current agency and home health provider. Shilling seconded the motion and it carried unanimously.

LPNI170358 – Shilling moved to table the case for 10 business days. If results are not received, the Board will proceed with its previously ordered mental physical examination. Lockwood seconded the motion and it carried unanimously.

RNI140272 – Floyd moved to rescind the previous motion from December 16, 2016. Request treatment records to determine if additional restrictions are needed. Send a mitigating letter requiring respondent to complete Understanding Substance Abuse Disorder in Nursing. Inform respondent that evidence of the relapse can and may be used at the time the respondent petitions for lifting of probation. Additionally, the mitigating letter can be used at any future disciplinary proceedings. Worthy seconded the motion and it carried unanimously.

RNI170004 – Rowe moved to rescind previous motion from November 18, 2016 and amend to private order. Provide clarification to licensee that Georgia does not currently have an alternative to discipline program and future actions will result in public disciplinary sanctions. Worthy seconded the motion and it carried unanimously.

REQUEST TO CHANGE AFTERCARE GROUPS

(LPNI = Licensed Practical Nurse Investigative Case Number) (RNI=Registered Nurse Investigative Case Number)

Lockwood moved to accept the following recommendations for the cases listed below:

	RECOMMENDED ACTION
RN171755	Change aftercare group
RN208805	Change aftercare group
RN215724	Change aftercare group

Barton seconded the motion and it carried unanimously.

INVESTIGATIVE COMMITTEE A 06/01/2017

(LPNI = Licensed Practical Nurse Investigative Case Number) (RNI=Registered Nurse Investigative Case Number)

Worthy moved to ratify the following cases from the investigative committee meeting:

RNI170904	LPNI170380	LPNI170390	LPNI170382	RNI170965	RN140619	RNI170893
RNI170884	LPNI170424	LPNI170964	RNI170971	RNI170018	RNI160989	LPNI170032
LPNI140009	RNI170700	RNI170790	RNI170943	RNI170219	LPNI170432	RNI160787
RNI160867	RNI151100	RNI140531				

Shilling seconded the motion with Barton abstaining.

INVESTIGATIVE COMMITTEE B 05/25/2017

(LPNI = Licensed Practical Nurse Investigative Case Number) (RNI=Registered Nurse Investigative Case Number)

Lockwood moved to ratify the following cases from the investigative committee meeting:

LPNI170364	LPNI170395	LPNI170387	RNI170852	LPNI170374	LPNI170411
LPNI170413	LPNI170014	RNI160918	LPNI160201	RNI161068	RNI170074
RNI161149	RNI170598	RNI170880	RNI120154	RNI170809	RNI170805
LPNI160070	LPNI170405	RNI170597	RNI150108	RNI160163	

Train seconded the motion with Fort abstaining.

REQUEST TO LIFT NARCOTIC RESTRICTIONS

(RNI=Registered Nurse Investigative Case Number, LPNI=Licensed Practical Nurse Investigative Case Number)

Rowe moved to accept the following recommendations for the cases listed below:

	RECOMMENDED ACTION
RN209771	Lift narcotics restriction

Worthy seconded the motion and it carried unanimously.

ORDER TERMINATIONS BETWEEN MEETINGS

(RNI=Registered Nurse Investigative Case Number, LPNI=Licensed Practical Nurse Investigative Case Number)

Barton moved to accept the following terminations of probation between meetings:

RN150133	RNI130362	RNI136142	RNI140416
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Shilling seconded the motion and it carried unanimously.

PRIVATE CONSENT AGREEMENTS FOR FAILURE TO DISCLOSE

Rowe moved to ratify the Private Consent Agreements for licensure with a fine for failure to disclose arrest(s)/disciplinary action on applications that were issued according to the Board's policies.

RNI170960 RNI171038 RNI171057 RNI171083 LPNI170419 LPNI170420 LPNI170446

Worthy seconded the motion and it carried unanimously.

PRIVATE CONSENT AGREEMENTS FOR UNLICENSED AND UNAUTHORIZED PRACTICE

(LPNI = Licensed Practical Nurse Investigative Case Number) (RNI=Registered Nurse Investigative Case Number)

Barton moved to ratify the Private Consent Agreements for unlicensed/unauthorized practice that were issued according to the Board's policies.

RNI170955 RNI170956 RNI170961 RNI170962 RN170989 RN171009
RN171028 RN170030 RN171078

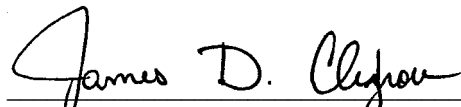
Lockwood seconded the motion and it carried unanimously.

GEORGIA DEPARTMENT OF EDUCATION

Barton moved to refer to the Attorney General's Office. Direct Cleghorn to communicate with Lowe regarding the process.
Floyd seconded the motion and it carried unanimously.

There being no further business, the meeting adjourned June 15, 2017 at 5:49 p.m.


Janice Izlar, RN, CRNA, DNAP **President**


James D. Cleghorn, **Executive Director**